

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Himelda Mendez,

Plaintiff,

—v—

Sadigh Gallery Ancient Art Inc.,

Defendant.

19-cv-11534 (AJN)

ORDER

ALISON J. NATHAN, District Judge:

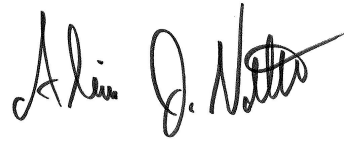
On June 9, 2020, Plaintiff received a certificate of default against Defendant. *See* Dkt. No. 16. Within three weeks of this order, Plaintiff shall move for default judgment against Defendant, pursuant to this Court’s Individual Practices in Civil Cases, or file a status update with the Court explaining why a motion for default judgment against Defendant should not be filed at this time. Plaintiff is on notice that failure to do so by this date may result in her claims being dismissed with prejudice for failure to prosecute. *See United States ex rel. Drake v. Norden Systems*, 375 F.3d 248, 250 (2d Cir. 2004) (noting “a district judge’s authority to dismiss actions based on a plaintiff’s failure to prosecute”).

In light of the certificate of default entered against Defendant, the initial pre-trial conference currently scheduled for June 26, 2020 is adjourned *sine die*.

Additionally, Plaintiff must serve this order on Defendant and file an affidavit of service on ECF within one week of the date of this order.

SO ORDERED.

Dated: June 25, 2020  
New York, New York

A handwritten signature in black ink, appearing to read "Alison J. Nathan", with a long, sweeping horizontal stroke extending to the right.

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ALISON J. NATHAN  
United States District Judge